Attorney Docket No.: FGRTNZ00200

I hereby certify that this correspondence is being electronically fransmitted to the USPTO on the date shown below.

Date: December 9, 2009

Signature:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:

10/622,437

Confirmation No.:

4971

Filing Date:

July 18, 2003

Inventor(s):

Thomas J. FOGARTY et al.

Title:

EMBOLIZATION DEVICE AND A METHOD OF USING THE SAME

Examiner:

Katherine M. Dowe

Group Art Unit:

3734

PETITION TO EXPUNGE UNDER 37 CFR 1.17(g) § 1.59

Mail Stop Petition Commissioner for Patent P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant inadvertently filed a Supplemental Information Disclosure Statement on November 10, 2009. The Electronic Filing System Identification Number is 6425452. Applicant is requesting to expunge this filing from the file wrapper.

In the event the appropriate fee and/or petition is not filed herewith and the U.S. Patent and Trademark Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with this filing to **Deposit Account No. 50-3973** referencing Attorney Docket No. FGRTNZ00200. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Respectfully submitted.

David A. Levine

Registration No. 48,821

Customer No. 40518

Levine Bagade Han LLP

2400 Geng Road, Suite 120

Palo Alto, CA 94303

Direct: (650) 242-4214

Fax:

(650) 284-2180